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AF/1644

Docket No.: PF-0501-1 DIV
Response Under 37 C.F.R. 1.116 - Expedited Procedure
Examining Group 1644

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 16, 2004.
By: Annette Parker Printed: Annette Parker

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of: Bandman et al.

Title: PROSTATE ASSOCIATED ETS PROTEIN

Serial No.: 09/866,356

Filing Date: May 24, 2001

Examiner: Nolan, P.

Group Art Unit: 1644

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision dated January 16, 2004, of the Examiner's rejection of Claim(s) 1 and 17.

Please charge the Appeal fee of **\$330.00** required under 37 C.F.R. § 1.17(b) to Deposit Account No. **09-0108**. The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayments to Deposit Account No. **09-0108**.

Respectfully submitted,

INCYTE CORPORATION

Date: 25, February 2004

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TRANSMITTAL FEE SHEET

Sir:

Transmitted herewith are the following for the above-identified application:

1. Return Receipt Postcard; and
2. Notice of Appeal (1 pg.).

The fee has been calculated as follows:

<u>X</u>	Fee for filing Notice of Appeal under 37 C.F.R. § 1.17(b):	<u>\$ 330.00</u>
<u>X</u>	Please charge Deposit Account No. 09-0108 the amount of:	<u>\$ 330.00</u>

The Commissioner is hereby authorized to charge any additional fees required under 37 C.F.R. §§ 1.16 and 1.17, or credit overpayment to Deposit Account No. **09-0108**. **A duplicate copy of this sheet is enclosed.**

Respectfully submitted,

INCYTE CORPORATION

Date: 25, February 2004

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